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# WYONG SHIRE COUNCIL

## MINUTES OF THE ORDINARY COUNCIL MEETING OF COUNCIL HELD IN THE COUNCIL CHAMBER WYONG CIVIC CENTRE, HELY STREET, WYONG ON 13 MAY 2015 COMMENCING AT 5.00PM

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### PRESENT

Councillors D J Eaton OAM (Chairperson), G P Best, R L Graham, K G Greenwald, L A Matthews, L S Taylor, D P Vincent and L D Webster.

### IN ATTENDANCE

General Manager, Director Development and Building, Director Infrastructure and Operations, Director Property and Economic Development, Director Community and Recreation Services, General Counsel, IT and Operations Manager, Communications Coordinator and two administration staff.

The Mayor, Councillor Eaton OAM, declared the meeting open at 5.02 pm and advised in accordance with the Code of Meeting Practice that the meeting is being recorded.

The Mayor, Councillor Eaton OAM, delivered the opening prayer and Councillor Vincent read an acknowledgment of country statement.

### APOLOGY

An apology for the inability to attend the meeting was received on behalf of Councillor Nayna, due to work commitments, and Councillor Troy, due to family commitments.

***RESOLVED unanimously on the motion of Councillor WEBSTER and seconded by Councillor TAYLOR:***

***422/15 That Council accept the apology and grant Councillors Nayna and Troy leave of absence from the meeting.***

At the commencement of the ordinary meeting report numbers 1.1, 7.1, 2.1, 3.1, 3.2, 4.3, 5.3, 5.4, 6.2, 6.3 and 4.4 were dealt with first then the remaining reports in order. However for the sake of clarity the reports are recorded in their correct agenda sequence.

## 1.1 Disclosure of Interest

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### **Item 5.1 - DA/875/2014 - Staged Mixed Use Development, Concept Proposal and Stage 1, 15-23 Hely Street, Wyong**

Councillor Best declared a non-pecuniary insignificant interest in the matter for the reason that he is a Council representative on the JRPP.

Councillor Best stated:

*"I choose to remain in the chamber and participate in discussion and voting as the conflict has not influenced me in carrying out my public duty because the matter was not discussed and therefore I needed to not make any comment that may reflect on my JRPP decision."*

### **Item 5.1 - DA/875/2014 - Staged Mixed Use Development, Concept Proposal and Stage 1, 15-23 Hely Street, Wyong**

Councillor Eaton declared a non-pecuniary insignificant interest in the matter for the reason that he is a Council delegate to the JRPP.

Councillor Eaton stated:

*"I choose to remain in the chamber and participate in discussion and voting as the conflict has not influenced me in carrying out my public duty because I am only a Council delegate."*

### **Item 6.2 - Outdoor Dining at The Entrance**

Councillor Eaton declared a non-pecuniary insignificant interest in the matter for the reason that he is a Council delegate to The Entrance Town Centre.

Councillor Eaton stated:

*"I choose to remain in the chamber and participate in discussion and voting as the conflict has not influenced me in carrying out my public duty because I am a Council delegate."*

### **Item 6.2 - Outdoor Dining at The Entrance**

Councillor Webster declared a pecuniary interest in the matter for the reason that her daughter is employed by The Entrance Visitors Centre which comes under the Town Centre Management. Councillor Webster left the chamber at 6.50pm, took no part in discussion, did not vote and returned to the chamber at 6.52pm.

### **Item 6.2 - Outdoor Dining at The Entrance**

Councillor Taylor declared a non-pecuniary insignificant interest in the matter for the reason that he is on the board of The Entrance Town Centre Management.

Councillor Taylor stated:

*"I choose to remain in the chamber and participate in discussion and voting as the conflict has not influenced me in carrying out my public duty."*

**Item 6.3 - Crown Reserve R71875 - end of licence to The Entrance Town Centre Management Corporation**

Councillor Eaton declared a non-pecuniary insignificant interest in the matter for the reason that he is a Council delegate to The Entrance Town Centre.

Councillor Eaton stated:

*"I choose to remain in the chamber and participate in discussion and voting as the conflict has not influenced me in carrying out my public duty because I am a Council delegate."*

**Item 6.3 - Crown Reserve R71875 - end of licence to The Entrance Town Centre Management Corporation**

Councillor Webster declared a pecuniary interest in the matter for the reason that her daughter is employed by The Entrance Visitors Centre which comes under the Town Centre Management. Councillor Webster left the chamber at 6.50pm, took no part in discussion, did not vote and returned to the chamber at 6.52pm.

**Item 6.3 - Crown Reserve R71875 - end of licence to The Entrance Town Centre Management Corporation**

Councillor Taylor declared a non-pecuniary insignificant interest in the matter for the reason that he is on the board of The Entrance Town Centre Management.

Councillor Taylor stated:

*"I choose to remain in the chamber and participate in discussion and voting as the conflict has not influenced me in carrying out my public duty."*

**RESOLVED unanimously on the motion of Councillor GREENWALD and seconded by Councillor TAYLOR:**

**423/15 That Council receive the report on Disclosure of Interest and note advice of disclosures.**

**PROCEDURAL MOTION**

**RESOLVED unanimously on the motion of Councillor TAYLOR and seconded by Councillor BEST:**

**424/15 That Council allow meeting practice to be varied.**

**425/15 That Council use the exception method to deal with the balance of the Agenda.**

**RESOLVED unanimously on the motion of Councillor GREENWALD and seconded by Councillor WEBSTER:**

**426/15 That with the exception of report numbers 2.1, 3.1, 3.2, 4.3, 4.4, 5.3, 5.4, 6.2, 6.3 and 7.1 Council adopt the recommendations contained in the remaining reports.**

**1.2 Proposed Inspections and Briefings**

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**RESOLVED unanimously on the motion of Councillor GREENWALD and seconded by Councillor WEBSTER:**

**427/15 That Council receive the report on Proposed Inspections and Briefings.**

**1.3 Address By Invited Speakers**

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**RESOLVED unanimously on the motion of Councillor GREENWALD and seconded by Councillor WEBSTER:**

**428/15 That Council receive the amended report on Invited Speakers.**

**429/15 That Council agree meeting practice be varied to allow reports from Directors and/or the General Manager to be dealt with following an Invited Speaker's address.**

**1.4 Confirmation of Minutes of Previous Meeting**

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**RESOLVED unanimously on the motion of Councillor GREENWALD and seconded by Councillor WEBSTER:**

**430/15 That Council confirm the minutes of the previous Ordinary Meeting of Council held on Wednesday 22 April 2015 and Extraordinary Meeting of Council held on Wednesday 29 April 2015.**

**Business Arising**

There was no business arising.

**1.5 Mayoral Minute - 2015 Central Coast Innovation Summit and Business Leaders Luncheon, 28 May 2015**

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**RESOLVED unanimously on the motion of Councillor GREENWALD and seconded by Councillor WEBSTER:**

**431/15 That Council authorise the attendance of interested Councillors at the 2015 Central Coast Innovation Summit and Business Leaders Luncheon, 28 May 2015 in accordance with the Council's Facilities and Expenses Policy for Councillors.**

**432/15 That Council authorise the reimbursement of expenses for Councillors in accordance with the Council's Facilities and Expenses Policy for Councillors.**

**1.6 Mayoral Minute - Integrated University and Business Park**

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**RESOLVED unanimously on the motion of Councillor GREENWALD and seconded by Councillor WEBSTER:**

433/15 That Council receive and note the EOI process to commence with a launch event held at Council Civic Centre on 3 June 2015.

434/15 That Council endorse a formal Expression of Interest (EOI) process be undertaken in order to attract and inform organisations and investors that may be interested in establishing an Integrated development that includes the University and Business Park.

**1.7 Mayoral Minute - April 2015 Natural Disaster**

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**RESOLVED unanimously on the motion of Councillor GREENWALD and seconded by Councillor WEBSTER:**

435/15 That Council recognises the efforts of the emergency and volunteer services organisations involved in the April 2015 Natural Disaster.

436/15 That Council hold a civic reception for these services in recognition of these services for their efforts.

**2.1 RZ/14/2014 - Planning Proposal for Industrial Estate at Wallarah**

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**RESOLVED unanimously on the motion of Councillor BEST and seconded by Councillor TAYLOR:**

437/15 That Council prepare a planning proposal to amend Wyong Local Environmental Plan 2013, pursuant to Section 55 of the Environmental Planning and Assessment (EP&A) Act 1979 to rezone the subject land generally in accordance with the proposed concept plan (attachment 1).

438/15 That Council forward the planning proposal to the Department of Planning and Environment (DP&E) accompanied by a request for a gateway determination.

439/15 That Council request the assistance of the DP&E in obtaining a whole of Government approach to resolve outstanding regional planning, mining, infrastructure and biodiversity issues within the North Wyong Shire Structure Plan (NWSSP) which impact on the Planning Proposal.

440/15 That Council require, subject to the gateway determination that the landowner enter into a Funding Agreement with Council in accordance with Council's adopted Statement of Revenue Policy to recover the costs involved in further progressing the proposal.

441/15 That Council authorise the General Manager (or delegate) to sign the Funding Agreement for the rezoning.

442/15 That Council prepare an appropriate amendment to Wyong Development Control Plan (WDCP 2013) to provide provisions for the sites to be placed on public exhibition for 28 days concurrent with the planning proposal.

- 443/15 That Council amend the Section 94 Contributions Plans (if required) to support the development of the land subject to this planning proposal.
- 444/15 That Council authorise the General Manager (or delegate) to sign any voluntary planning agreement or application for biodiversity certification to support the rezoning. This agreement shall:
- a Address the cost, timing, staging and responsibilities for funding and provision of infrastructure to service the development.
  - b Ensure that Council is not responsible for the cost of any public infrastructure required to support the development such as hard infrastructure (including, roads water and sewer and drainage) and soft infrastructure (which includes open space, community facilities and environmental corridors).
- 445/15 That Council authorise the General Manager (or delegate) to sign any documentation associated with any future application for biodiversity certification of the lands (as this can only be made by a planning authority).
- 446/15 That Council undertake community and public authority consultation, in accordance with the requirements of the gateway determination.
- 447/15 That Council consider a further report on results of community and public authority consultation.

FOR: COUNCILLORS BEST, EATON, GRAHAM, GREENWALD, MATTHEWS, TAYLOR, VINCENT AND WEBSTER

AGAINST: NIL

### 3.1 Acquisition of Land at Elouera Road, Buff Point for Drainage Purposes

#### PROCEDURAL MOTION

**RESOLVED** on the motion of Councillor VINCENT and seconded by Councillor GREENWALD:

- 448/15 That Council consider item 3.1, Acquisition of Land at Elouera Road, Buff Point for Drainage Purposes, in conjunction with item 3.2, Acquisition of Land at Elouera road, Buff Point for Road Widening.

**RESOLVED** unanimously on the motion of Councillor VINCENT and seconded by Councillor GREENWALD:

- 449/15 That Council acquire part of Lot 2114 DP 25064 at 66 Elouera Avenue, Buff Point.
- 450/15 That Council authorise the payment of compensation, if necessary, for the acquisition of the land in accordance with the Land Acquisition (Just Terms Compensation) Act 1991 and based on assessment by a qualified valuer.

- 451/15 That Council proceed to compulsorily acquire the land in the event that negotiations with the property owner cannot be satisfactorily resolved.
- 452/15 That Council authorise the Common Seal of Wyong Shire Council to be affixed to all documents relating to the acquisition and transfer of the land to Wyong Shire Council and to any necessary application to the Office of Local Government for the approval of the Minister and the Governor in order to proceed with the compulsory acquisition.
- 453/15 That Council authorise the Mayor and the General Manager to execute all documents relating to the acquisition and transfer of the land and all documents relating to any application to the Office of Local Government for the compulsory acquisition of the land.
- 454/15 That Council propose classification of part of Lot 2114 DP 25064 at 66 Elouera Avenue, Buff Point as Operational Land.
- 455/15 That Council advertise the proposal in accordance with Section 34 of the Local Government Act 1993.

### 3.2 Acquisition of Land at Elouera road, Buff Point for Road Widening

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**RESOLVED** unanimously on the motion of Councillor VINCENT and seconded by Councillor GREENWALD:

- 456/15 That Council acquire part of Lot 2041 DP 25064 at 67 Elouera Avenue, Buff Point as public road.
- 457/15 That Council authorise the payment of compensation, if necessary, for the acquisition of the land in accordance with the Land Acquisition (Just Terms Compensation) Act 1991 and based on assessment by a qualified valuer.
- 458/15 That Council proceed to compulsorily acquire the land in the event that negotiations with the property owner cannot be satisfactorily resolved.
- 459/15 That Council authorise the Common Seal of Wyong Shire Council to be affixed to all documents relating to the acquisition and transfer of the land to Wyong Shire Council, the dedication of that land as public road and to any necessary application to the Office of Local Government for the approval of the Minister and the Governor in order to proceed with the compulsory acquisition.
- 460/15 That Council authorise the Mayor and the General Manager to execute all documents relating to the acquisition and transfer of the land and all documents relating to any application to the Office of Local Government for the compulsory acquisition of the land.

**4.1 CPA/254738 - Provision of Cleaning Services 2015**

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**RESOLVED unanimously on the motion of Councillor GREENWALD and seconded by Councillor WEBSTER:**

- 461/15 That Council accepts the tender from the company nominated as TJS Services Newcastle Pty Ltd in the attached Tender Evaluation Report A1 for a period of two years for Contract CPA/254738 – Provision of Cleaning Services 2015, Part 1. The estimated two year expenditure against this contract is \$728,082.00 (excl. GST) however actual expenditure may vary significantly with fluctuations in demand.
- 462/15 That Council accepts the tender from the company nominated as Quad Services Pty Ltd in the attached Tender Evaluation Report A2 for a period two years for Contract CPA/254738 – Provision of Cleaning Services 2015, Part 2. The estimated two year expenditure against this contract is \$656,869.00 (excl. GST) however actual expenditure may vary significantly with fluctuations in demand.
- 463/15 That Council determines the Tender Evaluation Report in Attachment A1 and A2 remains confidential in accordance with Section 10 A (2) (d) of the Local Government Act 1993 as the report contains commercial information of a confidential nature, except for the name of the successful tenderer(s), which may be disclosed after Council has resolved to accept those tenders.
- 464/15 That Council approve the contingency sum as detailed in the Tender Evaluation Reports in Attachment A1 and A2.
- 465/15 That Council delegates to the General Manager the power to approve the option(s) for a further term.

**4.2 CPA/252288 Provision of Security and Gatekeeping Services at Buttonderry Waste Management Facility**

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**RESOLVED unanimously on the motion of Councillor GREENWALD and seconded by Councillor WEBSTER:**

- 466/15 That Council accept the tender from the company nominated as Business Security & Management Solutions Pty Ltd in the attached Tender Evaluation Report for a term of 3 years, with one option for a further term of 1 year, for the estimated total amount of \$734,000 (excl GST) for Contract CPA/252288 – Provision of Security and Gatekeeping Services at Buttonderry Waste Management Facility.
- 467/15 That Council delegate to the General Manager the authority to approve the option for the further term, if this option meets council's requirements.
- 468/15 That Council approve the contingency sum as detailed in the Tender Evaluation Report in Attachment A.
- 469/15 That Council determine the Tender Evaluation Report in Attachment A remains confidential in accordance with Section 10 A (2) (d) of the Local Government Act 1993 as the report contains commercial information of a confidential nature, except for the name of the successful tenderer(s), which may be disclosed after Council has resolved to accept that tender/those tenders.



**4.3 CPA/257268 - Design & Construction - Regional SK8 Place**

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Councillor Best left the meeting at 6:30 pm and returned to the meeting at 6:32 pm, during consideration of this item.

Councillor Greenwald left the meeting at 6:28 pm and returned to the meeting at 6:30 pm, during consideration of this item.

**RESOLVED unanimously on the motion of Councillor EATON and seconded by Councillor WEBSTER:**

**470/15 That Council accept the tender from the company nominated as Convic Pty Ltd in the attached Tender Evaluation Report, for the lump sum amount of \$2,000,000 (excl GST) for Contract CPA/257268 – Design & Construction – Regional SK8 Place.**

**471/15 That Council determines the Tender Evaluation Report in Attachment A, remains confidential in accordance with Section 10 A (2) (d) of the Local Government Act 1993 as the report contains commercial information of a confidential nature, except for the name of the successful tenderer, which may be disclosed after Council has resolved to accept that tender.**

**472/15 That Council approve the contingency sum as detailed in the Tender Evaluation Report in Attachment A.**

**4.4 CPA/249912 - Upgrade of Sewage Pump Station WS11**

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**RESOLVED on the motion of Councillor GREENWALD and seconded by Councillor TAYLOR:**

**473/15 That Council defer this item to be considered at the end of the meeting.**

**474/15 That Council move into confidential session to consider item 4.4, CPA/249912 - Upgrade of Sewage Pump Station WS11, pursuant to Section 10 A(2) (d) of the Local Government Act 1993; as this report contains commercial information of a confidential nature that would, if disclosed, confer a commercial advantage on a competitor of the Council.**

**5.1 DA/875/2014 - Staged Mixed Use Development, Concept Proposal and Stage 1, 15-23 Hely Street, Wyong**

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Councillor Best declared a non-pecuniary insignificant interest in the matter for the reason that he is a Council representative on the JRPP.

Councillor Best stated:

*“I choose to remain in the chamber and participate in discussion and voting as the conflict has not influenced me in carrying out my public duty because the matter was not discussed and therefore I needed to not make any comment that may reflect on my JRPP decision.”*

Councillor Eaton declared a non-pecuniary insignificant interest in the matter for the reason that he is a Council delegate to the JRPP.

Councillor Eaton stated:

*"I choose to remain in the chamber and participate in discussion and voting as the conflict has not influenced me in carrying out my public duty because I am only a Council delegate."*

**RESOLVED unanimously on the motion of Councillor GREENWALD and seconded by Councillor WEBSTER:**

**475/15 That Council receive the report on DA/875/2014 - Staged Mixed Use Development, Concept Proposal and Stage 1, 15-23 Hely Street, Wyong.**

**476/15 That Council determine whether it wishes to make a submission to the Joint Regional Planning Panel regarding the application.**

FOR: COUNCILLORS BEST, EATON, GRAHAM, GREENWALD, MATTHEWS, TAYLOR, VINCENT AND WEBSTER

AGAINST: NIL

**MATTER ARISING**

**RESOLVED unanimously on the motion of Councillor MATTHEWS and seconded by Councillor EATON:**

**477/15 That Council direct the General Manager to investigate options to support youth services being located in the Wyong town centre and surrounds into the future and report back to Council.**

**5.2 Community Matching Fund and Community Benefit Grants**

**RESOLVED unanimously on the motion of Councillor GREENWALD and seconded by Councillor WEBSTER:**

**478/15 That Council receive the draft minutes of the Wyong Shire Council Grants Advisory Group held on 31 March 2015.**

**479/15 That Council allocate \$117,246.00 from the 2014-15 Community Matching Fund program as follows:**

Applicant	Project Name Summary	Committee Funding Recommended
<p><b>Uniting Church Australia (UCA) - Warnervale Regional Uniting Church</b></p>	<p><b>Development of Warnervale Regional Uniting Church and Community Centre</b></p>	<p><b>\$75,000.00</b>  <b>Project has merit, broad community benefit and strong matching component. Recommend full funding, conditional on applicants ability to achieve any Development Application (DA) or Construction Certificate requirements prior to funds being released</b></p>

<b>Young Men's Christian Association (YMCA) of Sydney (Trading as YMCA NSW)</b>	<b>YMCA Brightside at Lake Haven Recreation Centre</b>	<b>\$10,500.00</b> <b>Project concept has merit – recommend part fund for fitness training component for 50 participants as a trial. Funding conditional on applicant clarifying mechanism used to determine actual program participants prior to funds being released</b>
<b>Central Coast Poultry Club</b>	<b>Wallarah 2 Poultry Pavilion Exhibition, Education, Employment and Auction Centre</b>	<b>\$31,746.00</b> <b>Project has merit and a strong matching component. Recommend full funding</b>
<b>Total</b>		<b>\$117,246.00</b>

480/15 That Council decline applications for the reasons indicated in the table below the applicants be advised and where relevant, directed to alternate funding programs:

<b>Applicant</b>	<b>Project Name Summary</b>	<b>Committee Recommendation</b>
<b>Wyong Regional Chamber of Commerce</b>	<b>Installation and monitoring of Closed Circuit Television in Wyong Town Centre</b>	<b>Project not recommended as currently proposed. Recommend applicant discuss other options for support with WSC Property Management section</b>
<b>Central Coast Historic Car Club Inc</b>	<b>Motoring Men's shed in the grounds of Alison Homestead</b>	<b>Project not recommended as currently proposed. Applicant to reapply in a future round when DA determined</b>
<b>Northlakes Power Australian Football League (AFL) Inc</b>	<b>Building a carpark at Northlakes Oval San Remo</b>	<b>Project not recommended as currently proposed. Recommend applicant liaise with WSC Parks and Sportsfields Section Manager to determine true project costs and timeframes and resubmit in a future round</b>

<p><b>Community Care Services Central Coast Ltd</b></p>	<p><b>Beryl's Place, refurbishment of a community facility at Dan Close Gorokan</b></p>	<p><b>Project not recommended as currently proposed. Applicant to liaise with WSC Community Infrastructure Section Manager to determine true project costs and timeframes and resubmit in a future round</b></p>
<p><b>Camp Breakaway Inc</b></p>	<p><b>A Break Away for children and young people with disabilities</b></p>	<p><b>Project not recommended as currently proposed – incomplete application with insufficient information supplied to make an accurate assessment</b></p>

**481/15 That Council allocate \$93,487.05 from the 2014-15 Community Benefit Grants program as follows:**

<b>Applicant</b>	<b>Project Name Summary</b>	<b>Committee Funding Recommended</b>
<p><b>Wyang District Museum and Historical Society Inc</b></p>	<p><b>Wyang Pioneer Association Centenary Celebrations</b></p>	<p><b>\$5,043.00 - Recommend part fund for marquee hire for Family Fun Day. Release of funds conditional on outstanding payments to Council being satisfactorily resolved</b></p>
<p><b>Toukley and District Senior Citizens Club Inc</b></p>	<p><b>Updating Reception Desk at Toukley and District Senior Citizens Club</b></p>	<p><b>\$2,500.00 Project has merit – conditional on applicant being able to raise the balance</b></p>
<p><b>Central Coast Garden Shows Inc</b></p>	<p><b>Plant Lovers Fair</b></p>	<p><b>\$604.00 Recommend part fund for installation of banner at Apex Park, Wyong. Conditional on WSC support acknowledged on the banner</b></p>
<p><b>Marine Rescue Norah Head</b></p>	<p><b>Remote Channel Changer Supply and Installation at Marine Rescue Norah Head</b></p>	<p><b>\$10,000.00 Project has merit, has obtained all relevant WSC approvals and provides broad community benefit - conditional on applicant being able to raise the balance</b></p>

<p><b>Berkeley Vale Neighbourhood Centre Association Inc</b></p>	<p><b>All Abilities Kid's Under 12 Disco – to be held at Bateau Bay Neighbourhood Centre</b></p>	<p><b>\$1,698.00</b> <b>Project has merit, recommend part fund \$1698.00 – comprising \$198.00 in-kind venue hire, and \$1500.00 cash to meet all program costs outlined within budget except disability training component</b></p>
<p><b>Norah Head Surfing Fraternity</b></p>	<p><b>Surf Training Program</b></p>	<p><b>\$4,140.00</b> <b>Recommend part fund \$4,140.00 for training component of application, conditional on applicant confirming projects viability with part funding and providing details on the mechanism used to determine actual program participants</b></p>
<p><b>Wyong Family History Group Inc</b></p>	<p><b>Purchase of a BBQ for fundraising activities</b></p>	<p><b>\$999.00</b> <b>Project has merit and meets community grants program objectives</b></p>
<p><b>Anglican Parish of Gorokan</b></p>	<p><b>Lakes Anglican Arts Fest 2015</b></p>	<p><b>\$3,000.00</b> <b>Project has merit, recommend full funding comprising \$660.00 in kind and \$2,340.00 cash. Recommendation conditional on WSC support acknowledged as prize sponsors, WSC Mayor or representative to participate in prize ceremony and the applicant (as per WSC Graffiti Management Strategy) using the term “urban art” not “graffiti art” in program categories. For future events/competitions, applicant to apply through WSC sponsorship program for ongoing requests for support</b></p>
<p><b>Wyong District Museum and Historical Society Inc</b></p>	<p><b>Re-establishment of Museum Displays at Alison Homestead</b></p>	<p><b>\$16,500.00</b> <b>Project has merit and meets community grants program objectives. Recommend full</b></p>

		<i>funding, conditional on applicant liaising with WSC Community Planning and Learning Section Manager to determine exact equipment purchases and a satisfactory resolution of outstanding payments to Council prior to funds being released</i>
<i>Wyong Shire Garden Competition Committee Incorporated</i>	<i>2015 Wyong Shire Garden Competition</i>	<i>\$6,529.55 Project has merit, recommend part funding \$6,529.55 - comprising \$1699.55 in kind (as per application), plus \$1,830.00 cash for trophies and plates, judging expenses, stationary, hall hire, catering and postage; plus \$3000.00 for competition cash awards. Recommendation conditional on a Councillor or suitable WSC staff member participating in the judging process. For future events/competitions, applicant to apply through WSC sponsorship program with ongoing requests for support</i>
<i>Unitingcare NSW ACT</i>	<i>Northern Wyong Connect for a Safe Community</i>	<i>\$7,130.00 Project has merit, meets community grants program objectives and an identified need for community programs in the north of the Shire. Recommend full funding, comprising \$6,100.00 cash and \$1,030.00 in-kind</i>
<i>Budgewoi Beach Dunecare Inc</i>	<i>Budgewoi Beach Circuit Walk Interpretive Signage</i>	<i>\$8,595.00 Project has merit and meets community grants program objectives. Recommended full funding, conditional on interpretative signage</i>

		<i>complying with WSC signage policy and installation locations obtaining relevant WSC approvals</i>
<i>Coastal a Cappella</i>	<i>Choral Riser Steps</i>	<i>\$3,217.50 Project has merit and meets community grants program objectives. Recommended full funding conditional on WSC support acknowledged through logo placement on riser steps</i>
<i>Toowoan Bay Surf Lifesaving Club</i>	<i>Purchase of Training and Racing Malibu Boards (Mals)</i>	<i>\$5,000.00 Project has merit and meets community grants program objectives</i>
<i>Central Coast Community Women's Health Centre Ltd</i>	<i>Purchase of a mounted projector for the Enhancing Community Women's Life Skills and Safety project</i>	<i>\$1,300.00 Project has merit and meets community grants program objectives</i>
<i>Berkeley Vale Public School Parents and Citizens Association</i>	<i>Berkeley Vale Public School Centenary Celebrations</i>	<i>\$1,200.00 contribution. Project has merit and meets community grants program objectives</i>
<i>The Salvation Army Australia (NSW) Property Trust</i>	<i>Music Masterclass Pilot Program</i>	<i>\$7,216.00 Project has merit and meets community grants program objectives. Recommend part fund \$7,216.00 comprising project costs outlined in budget less administration, OASIS venue hire, Executive Facilitator and Rehearsal Facilitator. Recommendation conditional on applicant confirming projects viability with part funding and liaising with WSC Cultural Planner to ascertain viability of final performance being held at Wyong Grove Community and Cultural Hub</i>

<b>The Entrance District and Sporting Community Centre (EDSACC) Croquet Club Inc</b>	<b>Purchase of Mallets and Microwave</b>	<b>\$2,623.00</b> <b>Project has merit and meets community grants program objectives. Recommend part funding \$2,623.00 – comprising \$2,000.00 for mallets and \$623.00 for microwave</b>
<b>Food Whisperers Inc</b>	<b>Educational Interactive Cooking Workshops</b>	<b>\$6,192.00</b> <b>Project concept has merit - recommend part fund for 50% of proposed participants as a trial. Recommended funding \$6,192.00, comprising \$4,272.00 for workshop fees, \$1,200.00 for materials and \$720.00 for food. Recommendation conditional on applicant liaising with WSC Community Education Team Leader and linking project with WSC Eat Well, Spend Less, Save More program</b>
<b>Total</b>		<b>\$93,487.05</b>

482/15 That Council decline applications for the reasons indicated in the table below and the applicants be advised and where relevant, directed to alternate funding programs:

<b>Applicant</b>	<b>Project Name Summary</b>	<b>Committee Recommendation</b>
<b>Adssi HomeLiving Australia</b>	<b>Start Moving with Chair Chi</b>	<b>Project concept has merit but not recommended as currently proposed. Recommend applicant liaise with WSC Community &amp; Cultural Programs Section Manager to scope and deliver a trial project to measure community benefit</b>
<b>Kincumber and District Neighbourhood Centre</b>	<b>Artist in Residency School Program</b>	<b>Project not recommended as currently proposed. Recommend applicant liaise with WSC Cultural Planner to further develop concept and resubmit in a future round</b>
<b>Wyong Regional Chamber of Commerce</b>	<b>Chalk Art Event</b>	<b>Project not recommended as currently proposed. Recommend applicant liaise with WSC Cultural Planner to</b>



		<i>further develop concept and resubmit in a future round</i>
<i>The Lakes Surf Life Saving Club</i>	<i>Improve the grassed area between the clubhouse and the sand dunes at Lakes Beach Surf Life Saving Club</i>	<i>Project not recommended as currently proposed. Recommend applicant liaise with WSC Natural Areas Section Manager to further develop concept and resubmit in a future round</i>
<i>Ourimbah Public School</i>	<i>School Hall Fridge Replacement</i>	<i>Applicant ineligible for WSC community grants funding – State Government Entity</i>
<i>Inter-relate Family Centres Limited</i>	<i>Wyong Shire Mental Health Month Community Event</i>	<i>Project not recommended as currently proposed – insufficient information supplied to make an accurate assessment</i>
<i>Central Coast Historic Car Club</i>	<i>Motoring Mens Shed</i>	<i>Duplicate Community Matching Fund application - ineligible for Community Benefits Grant</i>
<i>Global Care Australia</i>	<i>To purchase office stationery, urn and jug</i>	<i>Project not recommended as currently proposed – insufficient information supplied to make an accurate assessment</i>
<i>Inter-relate Family Centres Limited</i>	<i>Bringing Up Great Kids - Professional Development for Child and Family Workers</i>	<i>Project concept has merit however does not meet WSC Community Grants Program objectives. Recommend applicant source more suitable funding opportunities</i>
<i>Lions Club of Gwandalan Inc</i>	<i>Gwandalan Lions Carols by the Lake</i>	<i>Project not recommended as currently proposed – insufficient information supplied to make an accurate assessment. Recommend applicant liaise with WSC Grants Support Officer to strengthen application and re-apply in the next round or refer to Councillors' Community Improvement Grants</i>
<i>Berkeley Vale Soccer Club Incorporated</i>	<i>To purchase gear and goals</i>	<i>Project has merit but not recommended as currently proposed. Recommend applicant liaise with WSC Grants Support Officer to strengthen application and reapply in the next round</i>

<b>St Vincent de Paul Society NSW</b>	<b>Wyong Emergency Support Program</b>	<b>Project concept has merit however does not meet WSC community grants program objectives. Recommend applicant source more suitable funding opportunities</b>
<b>Shelly Beach Fossils Soccer Club Incorporated</b>	<b>To purchase a defibrillator</b>	<b>Project concept has limited community benefit. Recommend applicant source more suitable funding opportunities</b>
<b>Wyong Creek Public School P&amp; C</b>	<b>To erect a sign on Wyong Creek Public School grounds</b>	<b>Project not recommended as currently proposed – insufficient information supplied to make an accurate assessment</b>

483/15 That Council defer applications for the reasons indicated in the table below:

<b>Applicant</b>	<b>Project Name Summary</b>	<b>Committee Recommendation</b>
<b>Toukley and District Senior Citizens Club Inc</b>	<b>Installation of Closed Circuit TV Cameras</b>	<b>Recommend application be deferred until a future round while further details pertaining to closed circuit television (CCTV) maintenance and monitoring are finalised</b>

### 5.3 Proposed Councillors' Community Improvement Grants

**RESOLVED** unanimously on the motion of Councillor EATON and seconded by Councillor WEBSTER:

484/15 That Council allocate an amount of \$11,260 from the 2014-15 Councillors' Community Improvement Grants as follows:

<b>1st Berkeley Vale Scout Group (\$1380)</b>	<b>To assist with the costs of the Construction Certificate and Inspection Fees for the renovations to the Scout Hall Project.</b>	<b>680</b>
<b>Bateau Bay PCYC (\$4000) (\$250 already allocated)</b>	<b>Friday Night Youth Police Program costs.</b>	<b>500</b>
<b>Bateau Bay VIEW Club (\$1000)</b>	<b>Providing Monthly Newsletters to members.</b>	<b>1000</b>
<b>BreakThru People Solutions (\$4000) (\$250 already allocated)</b>	<b>Introduction of iPads to Learning Program.</b>	<b>500</b>

<b>Camp Breakaway Inc. (\$3909) (\$2600 already allocated)</b>	<b>To purchase a Promethean Mobile Interactive Whiteboard System.</b>	<b>500</b>
<b>Central Coast Bombers (\$2244) (\$450 already allocated)</b>	<b>Purchase an Ice Making Machine for the treatment of injuries.</b>	<b>250</b>
<b>Central Coast CC Australian Italian Friendship Society Inc. (\$2000) (\$850 already allocated)</b>	<b>Social Gatherings and luncheons</b>	<b>150</b>
<b>Central Coast Domestic Violence Committee Inc. (\$1500) (\$450 already allocated)</b>	<b>To raise awareness of domestic and family violence, provide support and resources during 16 Days of Activism.</b>	<b>250</b>
<b>Chain Valley Bay Progress Association (\$3500)</b>	<b>To erect a shade roof structure over the wheelchair modified picnic table.</b>	<b>900</b>
<b>Future Achievement Australia (\$4000)</b>	<b>Funding 2 places in the Max Potential Scholarship Program.</b>	<b>450</b>
<b>Homeless No More Charity (\$4000) (\$250 already allocated)</b>	<b>Recruitment Workshops.</b>	<b>500</b>
<b>National Seniors Australia, Central Coast Wyong Inc. (\$1211.50)</b>	<b>Design, creation and installation of a website.</b>	<b>700</b>
<b>North Entrance Surf Life Saving Club (\$3600) (\$2000 already allocated)</b>	<b>To purchase and place sandstone blocks along hedges of lawns to prevent vehicle access and provide seating for members.</b>	<b>500</b>
<b>Soldiers Beach Surf Life Saving Club (\$4000) (\$3920 already allocated)</b>	<b>Associated costs in running a charity fundraising event.</b>	<b>80</b>
<b>The Entrance Junior Cricket Club (\$4000) (\$3800 already allocated)</b>	<b>Purchase each team a gazebo to be able to have shade for the children during the summer months.</b>	<b>200</b>
<b>Toukley Torchbearers for Legacy (\$1100)</b>	<b>Running costs to promote the annual event of the Harry Moore Legacy Golf Day at Toukley Golf Club.</b>	<b>700</b>
<b>Tuggerah Lakes Memorial Pistol Club Inc. (\$3000)</b>	<b>To purchase and install electronic training and coaching equipment.</b>	<b>1400</b>
<b>Yarramalong School Community Centre Inc.(\$3701.47) (\$700 already allocated)</b>	<b>Sculptures at the Old School' event - provides sculptors a space to exhibit work and promote local art and home-grown produce.</b>	<b>200</b>
<b>YMCA Lake Haven on behalf of Autism Projects Central Coast (\$4000) (\$1750 already allocated)</b>	<b>Special Needs Christmas Party</b>	<b>500</b>

<b>YMCA Toukley Aquatic Centre (\$2000) (\$500 already allocated)</b>	<b>Teach disabled kids the lifesaving skills of being able to swim.</b>	<b>200</b>
<b>National Servicemen's Association Tuggerah Lakes (\$1100)</b>	<b>Purchase a freezer to store food for fundraising activities.</b>	<b>1100</b>

**485/15 That Council defer the allocation of funding to the Tuggerah Lakes Memorial Pistol Club Inc. to the 2015/16 financial year.**

**486/15 That Council defer the allocation of funding to the Toukley Torchbearers for Legacy to the 2015/16 financial year.**

#### **5.4 Whale Dreamers Festival 2015**

Councillor Vincent left the meeting at 6:48 pm and returned to the meeting at 6:49 pm, during consideration of this item.

**RESOLVED unanimously on the motion of Councillor BEST and seconded by Councillor WEBSTER:**

**487/15 That Council defer this matter until the 10 June 2015 Council round, to provide the key stakeholders a better opportunity to further discuss with Council staff and any interested Councillors the preferred options for the future of this community event.**

#### **6.1 Road Capital Works Program**

**RESOLVED unanimously on the motion of Councillor GREENWALD and seconded by Councillor WEBSTER:**

**488/15 That Council receive the report on the status of the Council's Road Capital Rolling Works Program.**

#### **6.2 Outdoor Dining at The Entrance**

Councillor Eaton declared a non-pecuniary insignificant interest in the matter for the reason that he is a Council delegate to The Entrance Town Centre.

Councillor Eaton stated:

*"I choose to remain in the chamber and participate in discussion and voting as the conflict has not influenced me in carrying out my public duty because I am a Council delegate."*

Councillor Webster declared a pecuniary interest in the matter for the reason that her daughter is employed by The Entrance Visitors Centre which comes under the Town Centre Management. Councillor Webster left the chamber at 6.50 pm, took no part in discussion, did not vote and returned to the chamber at 6.52 pm.

Councillor Taylor declared a non-pecuniary insignificant interest in the matter for the reason that he is on the board of The Entrance Town Centre Management.

Councillor Taylor stated:

*"I choose to remain in the chamber and participate in discussion and voting as the conflict has not influenced me in carrying out my public duty."*

**RESOLVED unanimously on the motion of Councillor TAYLOR and seconded by Councillor EATON:**

**489/15 That Council receive and note the report on Outdoor Dining at The Entrance.**

**6.3 Crown Reserve R71875 - end of licence to The Entrance Town Centre Management Corporation**

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**Item 6.3 - Crown Reserve R71875 - end of licence to The Entrance Town Centre Management Corporation**

Councillor Eaton declared a non-pecuniary insignificant interest in the matter for the reason that he is a Council delegate to The Entrance Town Centre.

Councillor Eaton stated:

*"I choose to remain in the chamber and participate in discussion and voting as the conflict has not influenced me in carrying out my public duty because I am a Council delegate."*

**Item 6.3 - Crown Reserve R71875 - end of licence to The Entrance Town Centre Management Corporation**

Councillor Webster declared a pecuniary interest in the matter for the reason that her daughter is employed by The Entrance Visitors Centre which comes under the Town Centre Management. Councillor Webster left the chamber at 6.50 pm, took no part in discussion, did not vote and returned to the chamber at 6.52 pm.

**Item 6.3 - Crown Reserve R71875 - end of licence to The Entrance Town Centre Management Corporation**

Councillor Taylor declared a non-pecuniary insignificant interest in the matter for the reason that he is on the board of The Entrance Town Centre Management.

Councillor Taylor stated:

*"I choose to remain in the chamber and participate in discussion and voting as the conflict has not influenced me in carrying out my public duty."*

**RESOLVED unanimously on the motion of Councillor TAYLOR and seconded by Councillor GREENWALD:**

**490/15 That Council receive and note the report on the 30 June 2015 expiration of the temporary licence granted in respect to Crown Reserve R71875.**

**6.4 Disclosure of Interest Returns - 1 January to 31 March 2015**

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**RESOLVED unanimously on the motion of Councillor GREENWALD and seconded by Councillor WEBSTER:**

**491/15 That Council receive the report on Disclosure of Interest Returns 1 January to 31 March 2015.**

**6.5 Outstanding Questions on Notice and Notices of Motion**

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**RESOLVED unanimously on the motion of Councillor GREENWALD and seconded by Councillor WEBSTER:**

**492/15 That Council receive the report on Outstanding Questions on Notice and Notices of Motion.**

**7.1 Notice of Motion - Regional Rollout of Council's Skate Park Facilities**

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Mr David Brockwell, Treasurer Lake Munmorah Netball Club Inc, and Mr Stuart Durie, Secretary Lake Munmorah Progress Association, addressed the meeting at 5.11 pm, answered questions and retired at 5.31 pm

*An AMENDMENT was MOVED by Councillor VINCENT:*

- 1 That Council investigate the design and construction of a skate board facility in the North of the Shire on similar scale to the skate board facility proposed for Bateau Bay.*
- 2 That Council consider the future funding for this facility in a 2015/16 quarterly budget review or the 2016/17 Annual Plan.*
- 3 That an indicative funding allocation of 1.5 million be proposed for the design and construction of the skate board park facility.*

**The AMENDMENT lapsed for want of a SECONDER.**

**RESOLVED unanimously on the motion of Councillor BEST and seconded by Councillor WEBSTER:**

**493/15 That Council note the recent welcomed response to Council's announcement to significantly expand its regional skate park facilities rollout.**

**494/15 That Council recognise the need to balance the rollout of such facilities as equitably as possible across the shire.**

**495/15 That Council note that the asset life of the current Lake Munmorah skate facility has now reached its end and that this location is no longer Council's preferred option.**

**496/15 That Council request the General Manager to investigate and consult with the local community and key stakeholders to identify the most suitable location for this facility.**

**497/15** *That arising from the Council's recent adoption of the skate strategy 2014, Council further request the General Manager to report on proposals and options that will provide improved resource equity to the shire's northern skate facilities. The report should also address the possibility of installing CCTV cameras to provide improved safety to users and reduce the incidents of antisocial behaviour in and around such facilities.*

At this stage of the meeting being 6.54 pm council moved into Confidential Session with the members of the press and public excluded from the meeting of the closed session and access to the correspondence and reports relating to the items considered during the course of the closed session being withheld. This action is taken in accordance with Section 10 A (2) (d) of The Local Government Act, 1993.

#### **PROCEDURAL MOTION**

**RESOLVED** *unanimously on the motion of Councillor GREENWALD and seconded by Councillor WEBSTER:*

**498/15** *That Council move back into Open Session.*

Council resumed in open session at 7.03 pm and the General Manager reported on proceedings of the confidential session of the ordinary meeting of council as follows:

#### **4.4 CPA/249912 - Upgrade of Sewage Pump Station WS11**

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**499/15** *That Council reject all tenders and direct the General Manager to invite fresh tenders based on the same or similar details.*

#### **QUESTIONS ON NOTICE**

**Q20/15** **Local Mobile Phone Towers**  
**Councillor Ken Greenwald**  
F2007/01604

*"Can the General Manager inquire, as a great number of mobile phone towers reportedly failed during the recent east coast low storm event, what is the local mobile phone system's capacity for continued communications during such emergencies in the Shire?"*

**THE MEETING** closed at 7.04 pm